



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: James G. Prather

Application No: 10/055,816

Group No:

Filed: January 22, 2002

Examiner:

For: MULTI-LEVEL PERSONAL HAND CART

Assistant Commissioner for Patents
Washington, D.C. 20231

**DECLARATION AND POWER OF ATTORNEY
FOR UTILITY PATENT APPLICATION
(37 C.F.R. § 1.63)**

As below named inventor, I, JAMES G. PRATHER, do hereby declare that:

1. My residence, post office address, and citizenship are as stated below next to my names on the last page.

2. I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled

MULTI-LEVEL PERSONAL HAND CART

the specification of which was filed in the US Patent and Trademark Office on January 22, 2002, and bears the Serial Number identified above, namely 10/055,816.

3. I hereby state that I have reviewed and understood the contents of the above-identified specification prior to its being filed on January 22, 2002, including the claims. No amendments to the specification and/or claims have, as yet, been submitted.

10055816-062602

4. I further acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56.

5. I claim foreign priority benefits of the following application under 35 USC 119 (a)-(d), or 35 USC 365 (b) of any foreign application(s) for patent or inventor's certificate, or under 365(a) of any PCT international application which designated at least one country other than the United States of America.

NONE.

6. i claim the priority benefit under 35 USC 119(e) of the following United States provisional applications:

Provisional Patent Application Serial No. 60/263,299 filed January 22, 2001, and entitled MULTI-LEVEL PERSONAL HANDCART.

7. i hereby claim the benefit under 35 USC 120 of the following United States application(s), and insofar as the subject matter of each of the claims of the above-identified application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 USC 112, we hereby acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the said prior application and the national filing date of this application:

NONE

8. No claim is made by us for the benefit under 365(c) of any PCT international application designating the United States of America:

9. As the SOLE inventor of this invention, I hereby appoint the following registered practitioner(s) to prosecute the application and to transact all business in the Patent and Trademark Office connected therewith:

Terrell P. Lewis Registration No. 29,227

Please direct all correspondence to Mr. Lewis at:

343 Palos Verdes Boulevard
Unit #8
Redondo Beach, CA 90277

Phone: (310) 465-0500
Fax: (310) 465-0900

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF FIRST INVENTOR: JAMES G. PRATHER

INVENTOR'S SIGNATURE: James G. Prather DATE: 05.21.02

RESIDENCE YORBA LINDA, CA
POST OFFICE ADDRESS: 18392 Vista del Lago
Yorba Linda, CA 92886

CITIZENSHIP: UNITED STATES OF AMERICA

209290-9185007